

Attorney Docket No. 0211-UTL-9

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of: Thomas R. Coolidge

Group Art Unit: 1654

Serial No.: 09/982,978

Confirmation No.: 7246

Filed: October 22, 2001

For: Treatment of Hibernating Myocardium and Diabetic Cardiomyopathy with a GLP-1 Peptide

Examiner: Michael V. Meller

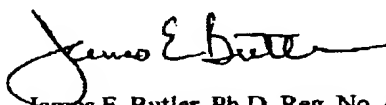
**RECEIVED
CENTRAL FAX CENTER****JUN 02 2004****NOTICE OF APPEAL AND PETITION FOR EXTENSION OF TIME****OFFICIAL**Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Applicant hereby **appeals** to the Board of Patent Appeals and Interferences from the last decision of the examiner.

Applicant hereby petitions for a two month extension of time under 37 C.F.R. 1.136(a) to file this Notice of Appeal in response to the final Office action of January 21, 2004.

The Commissioner is hereby authorized to charge Deposit Account No. 01-0535 \$165.00, the amount set forth in 37 CFR 1.17(b) for the Notice of Appeal, and \$210.00, the amount set forth in 37 CFR 1.17(a)(2) for the extension of time. Applicant believes that no additional fees are due with this response. If the Applicant is in error, the Commissioner is hereby authorized to charge any underpayment or credit any overpayment to the above-referenced deposit account.

Respectfully submitted,



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01 FC:2252 210.00 DA
02 FC:2401 165.00 DA